

REMARKS

In the present amendment, Applicants have amended claim 1 to define the present invention with more specificity. Basis for the amendment is found in originally filed claims 1 and 4. Applicants have amended claim 26 by deleting the term "an amine oxide".

No new matter has been added by this amendment. Entry is believed to be proper and respectfully requested.

Upon entry of this amendment, Claims 1-5, 8-9, 16-19 and 21-26 are pending. No additional fee is believed due.

Rejection under 35 USC 112

Claim 26 is rejected under 35 USC 112, second paragraph, as being indefinite.

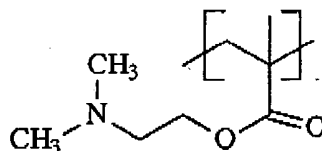
Claim 26 has been amended by deleting the term "an amine oxide", thus, the objection is overcome.

Applicants respectfully request withdrawal of the objection.

Rejection under 35 USC 102 over Jeschke and Aronson

Claims 1-3, 8-9, 16-19 and 21-24 as well as claims 25-26 are rejected under 35 USC 102 (b) as allegedly being anticipated by US 4,784,789 to Jeschke et al. and by EP 013,585 to Aronson et al. The Examiner states that Jeschke and Aronson each discloses a composition which includes a polymer containing dimethylaminoethyl methacrylate and various surfactants. Further, Examiner points to Example 1 and claims 6 and 8 of Jeschke, which relates a composition containing an amphoteric polymer, an amine oxide, and a deterative surfactant; and to Example 3 of Aronson, which relates to a composition containing a suds stabilizing polymer, anionic surfactants, and an amine oxide.

Applicants point out that the Examiner did not apply the references to claims 4 or 5, both of which encompasses a polymer comprising a monomeric unit of the structure



wherein the z value is 2. Therefore, Examiner suggests a composition comprising a polymer comprising the above monomeric structure would not be anticipated by the cited references.

Applicants also point out that the presently amended claim 1 is directed to a composition comprising a polymeric suds stabilizer, a deterative surfactant and an amine oxide, wherein the polymeric suds stabilizer comprises monomeric units similar to that identified above, but with z value from 2 to 12

and R¹, R², R³, R⁴ and R⁵ are more broadly defined. Applicants submit that the cited references do not anticipate a composition comprising the presently claimed polymeric suds stabilizer.

Based on the foregoing, Applicants respectfully request reconsideration and withdrawal of the rejection.

Double Patenting Rejections

Claims of the present application are rejected under the judicially created doctrine of obviousness type double patenting over various claims of US 6,528,477; US 6,369,012; US 6,589,926; US 6,277,811; US 6,207,631; US 6,521,577; US 6,372,708; US 6,573,234 and US 6,528,476.

Applicants submit that in view of the present amendment, Applicants will agree to submit the necessary terminal disclaimers when claims allowable but for the double patenting rejection have been identified.

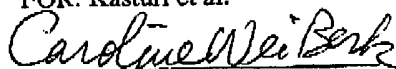
CONCLUSION

Applicants have made an earnest effort to place their application in proper form and to distinguish the invention as now claimed from the applied references. In view of the foregoing, Applicants respectfully request reconsideration of this application, entry of the amendments presented herein, and allowance of Claims 1-5, 8-9, 16-19 and 21-26.

In the event that issues remain prior to allowance of the noted claims, the Examiner is invited to call Applicants' undersigned attorney to discuss any remaining issues.

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Respectfully submitted,
FOR: Kasturi et al.



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